

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

In re: ) Chapter 11  
)  
Elanar Construction Co., )  
) Judge Timothy A. Barnes  
Debtor/Debtor-in-Possession. )  
) Case No. 19-01576

**NOTICE OF MOTION**

TO: ATTACHED SERVICE LIST

PLEASE TAKE NOTICE that on the 19<sup>th</sup> day of February, 2020, at 10:00 a.m., or soon thereafter as counsel can be heard, I shall appear before the Honorable Timothy A. Barnes, Bankruptcy Judge, in the room usually occupied by him as Courtroom 744 in the United States Bankruptcy Court in the Everett McKinley Dirksen Federal Building, 219 S. Dearborn Street, Chicago, Illinois, or before any other Judge who may be sitting in his place and stead and shall present the **Motion of Debtor to Convert Chapter 11 Case to Chapter 7 Case**, a copy of which is attached hereto and herewith served upon you, and shall pray for the entry of an Order in compliance therewith.

AT WHICH TIME and place you may appear if you so see fit.

/s/Arthur G. Simon  
Crane, Simon, Clar & Dan  
135 S. LaSalle St., Ste. 3705  
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(312) 641-6777

**CERTIFICATE OF SERVICE**

The undersigned, being first duly sworn on oath deposes and states that he caused a copy of the foregoing Notice and attached Motion to be served on all parties listed on the attached Service List via the Court's Electronic Registration (ECF) (where indicated), or via First Class U.S. Mail (where indicated), properly addressed and postage pre-paid on the 11<sup>th</sup> day of January, 2019.

/s/ Arthur G. Simon

**SERVICE LIST**

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IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

Elanar Construction Co., ) Chapter 11  
)  
) Judge Timothy A. Barnes  
Debtor/Debtor-in-Possession. ) Case No. 19-01576

## MOTION OF DEBTOR TO CONVERT CHAPTER 11 CASE TO CHAPTER 7

Elanar Construction Co., an Illinois corporation, Debtor/Debtor-in-Possession herein (“Debtor”), by and through its attorneys, makes its Motion to Convert Chapter 11 case to Chapter 7 Case, pursuant to Section 1112(a) of the Bankruptcy Code, and in support thereof, states as follows:

1. On January 18, 2019, the Debtor filed its voluntary petition for relief under Chapter 11 of the Bankruptcy Code (“Petition Date”).
2. The Debtor has been operating its business and managing its financial affairs as debtor-in-possession since the Petition Date. No trustee, examiner or committee of unsecured creditors has been appointed in the Debtor’s Chapter 11 case.
3. The Debtor, at this time, is unable to formulate a plan of reorganization. Accordingly, the Debtor seeks an order pursuant to Section 1112(a) of the Bankruptcy Code converting this Chapter 11 case to a case under Chapter 7 of the Bankruptcy Code.

WHEREFORE, Elanar Construction Co., an Illinois corporation, Debtor/Debtor-in-Possession herein, prays for the entry of an Order converting the above-captioned Chapter 11 case to a Chapter 7 case.

ELANAR CONSTRUCTION  
SERVICES, INC.,  
Debtor/Debtor-in-Possession

By: /s/ Arthur G. Simon  
One of its Attorneys

**DEBTOR'S COUNSEL:**

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